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Michael D. McGranahan
Trustee in Bankruptcy
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THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
Modesto Division

In re:

MARIO C. FIMBREZ,

Debtor(s).

Case No.: 16-91067

DC NO.: MDM-1

Chapter 7

Date: April 13, 2017

Time: 10:30 a.m.

Place: 1200 "I" Street

Suite 4

Modesto, CA 95354

Judge: Hon. Ronald H. Sargis

MOTION FOR AUTHORIZATION TO SELL PERSONAL PROPERTY

BACK TO DEBTOR

Comes now MICHAEL D. McGRANAHAN ("Trustee"), Trustee of the Chapter 7 bankruptcy estate of the debtor named above, moves the Court for authorization to sell, pursuant to the provisions of 11 U.S.C. §§ 102(1)(A)&(B) and 363, and Bankruptcy Rules 2002 & 6004, the following personal property ("VEHICLE"):

One (1) 2008 Hyundai Elantra, VIN: KMHDU46D08U574928, CA Lic 6GIJ334

1 The Trustee has reviewed Kelly Blue Book valuations of the Vehicle and believes the
2 market value to be in the range of \$2,700 to \$3,500. The Debtor holds the title; the Debtor has
3 no allowed exemption in Vehicle. After deducting potential costs of sale, there remains \$3,000
4 in non-exempt equity in said Vehicle. The Debtor has agreed to purchase the excess, non-
5 exempt equity in the Vehicle for the sum of \$3,000, and has paid the Trustee this amount.

6 The Trustee believes that a sale of the Vehicle to the Debtor is appropriate and
7 beneficial, and in the best interests of the estate. If any party wishes to pay more for the
8 Vehicle they should request a hearing and contact the Trustee for instructions prior to the
9 hearing date. The next highest bid must be at least \$3,300.00, and be accompanied by a
10 deposit of \$3,000.

11 **WHEREFORE**, the Trustee requests that the Court examine the facts and
12 circumstances in connection with this matter and enter an order authorizing:

- 13 1) the Trustee to sell the Vehicle back to Debtor for \$3,000, in accordance with the
14 terms specified above;
15 2) the Trustee to execute any all documents necessary for the completion of this sale.
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17 **THE TRUSTEE FURTHER** requests that the Court order such other and further relief
18 as the Court may deem just and proper.
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20 Dated: February 27, 2017
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22 /s/ Michael D. McGranahan
23 MICHAEL D. McGRANAHAN
24 Chapter 7 Trustee
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